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*Attorneys for Defendants Thomas Cleary and
Jillian Dedier*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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KEITH MURRAY, :
: :
Plaintiff, : NO. 08-CV-02160 (LAK)
-against- :
: :
UNITED PARCEL SERVICE OF AMERICA, INC., :
UNITED PARCEL SERVICE, INC., UNITED :
PARCEL SERVICE CO., THOMAS CLEARY :
AND JILLIAN DEDIER, :
: :
Defendants. : x

**DECLARATION OF
EVANDRO C. GIGANTE, ESQ.**

I, Evandro C. Gigante, Esq., an attorney duly licensed to practice law before the United States District Court for the Southern District of New York, do hereby declare as follows:

1. I am an attorney with the law firm of Akin, Gump, Strauss, Hauer & Feld, L.L.P., counsel for Defendants Thomas Cleary and Jillian Dedier (collectively, the "Individual Defendants"). I submit this affidavit in support of the Individual Defendants' Motion to Dismiss the Complaint filed by Plaintiff Keith Murray under Rules 12(b)(2) and 12(b)(5) of the Federal Rules of Civil Procedure.